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Justice Rpt

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28. [REDACTED] LEGISLATION Received a call from Larry Simms, Department of Justice with regard to the letter we sent on H. R. 12240, the "Intelligence and Intelligence-Related Programs Authorization Act of FY 79." Mr. Simms said that Justice have no problems with our letter as drafted, but he added that Justice would like to have reference made in the letter to the legal unsoundness of Title IV as drafted. Mr. Simms suggested that we add a sentence in paragraph two of the letter words to the effect that as drafted Title IV fails to recognize that the Attorney General has no power to waive entry into the U.S. under paragraphs 27 or 29 of Immigration and Nationality Act (8 U.S.C. 1182(a)(27), (29)). Mr. Simms asked if we had seen the Vance letter on the same subject. I responded negatively. Mr. Simms said that State's letter goes into needless detail and contains two paragraphs that Justice will not sign off on. Mr. Simms added that State's letter dwells extensively on the paragraph (27) and (29) issue. With regard to the legal arguments Justice Department wishes included in the views letter, Mr. Simms concluded that Justice would not press us to the wall on the matter. Mr. Simms said he'd be getting back to us to complete coordination tomorrow.

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29. [REDACTED] LIAISON Called Jean Daugherty, in the office of Representative John W. Wydler (R., Ohio), and advised her that [REDACTED] a constituent about whom they had inquired, was entering on duty tomorrow morning. She was very pleased with this information.

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30. [REDACTED] LIAISON Mary Medved, Washington Workshops, called and I advised her that it was just impossible to get the Director to speak to their group. She asked if there was some "assistant or deputy" who could speak to them if they came out here to Headquarters on 23 June anytime from 12:00 noon on. I told her I would check on this.

[REDACTED]

Acting Legislative Counsel

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Dep. of Justice

[REDACTED]

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

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1. [REDACTED] FOIA/LIAISON I received a call from Ms. Marian Aguiar, in the Denver district office of Representative Timothy Wirth (D., Colo.), who was inquiring on behalf of a constituent, [REDACTED] who wanted to find out when his Privacy Act request for information on himself would be completed. After checking with IPS, I called Ms. Aguiar and informed her that an interim response had gone out on 6 June 1978, which she said she was aware of, but that the one other component still searching its records was the one with the largest backlog of requests. I mentioned to her that it would take at least another five or six months before that component completed its search because the requests are handled on a "first-in-first-out" basis and that it would not be fair to the many other requesters to take cases out of sequence. Ms. Aguiar said she understood our problem and would pass the information along to [REDACTED]

2. [REDACTED] LEGISLATION Called Larry Simms, Department of Justice, to notify him that I'd be LDX-ing the DCI's letter on Title IV, H. R. 12240, the "Intelligence and Intelligence-Related Program Authorization Act for FY 79," for his coordination. I informed Mr. Simms that I have notified Mr. Smith at State Department that the same letter would be sent to him for review. I also informed Mr. Simms that State Department has not seen fit to call me back with regard to Title IV. Mr. Simms indicated that State Department is now advocating that two letters be sent to Senator Birch Bayh (D., Ind.), one from State-Justice and a separate DCI letter. State wants to proceed this way so as to build a record of opposition to the bill so that Congress will be put on notice that there is strong opposition to supporting Title IV.

3. [REDACTED] EMPLOYMENT REQUEST Received a call from Irene Burton, in the office of Representative Richard C. White (D., Texas), who asked that a professional employment application be sent to a constituent, [REDACTED] I passed the request on to [REDACTED] Office of Personnel.

[REDACTED]

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2. [REDACTED] LEGISLATION Sent to Ms. Tracey Cole, OMB, a cover letter from [REDACTED] to James Frey concerning our proposed Administration positions on the following provisions in S. 3076 and H. R. 12598: the "Role of the Ambassador legislation," amendments to the Case/Zablocki Act and the "Science and Technology Amendment."

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30. [REDACTED] LEGISLATION Spoke with Mr. William Miller, Staff Director, Senate Select Committee on Intelligence, concerning provisions in the Department of State Authorization legislation relating to the "Role of the Ambassador legislation" and the Case/Zablocki Act. We discussed these provisions generally, and Mr. Miller indicated in his view the proposed change to the Role of the Ambassador legislation would not, so long as the prefatory provision "under the direction of the President" remained intact, alter the existing situation and should not present additional problems for the Agency. Mr. Miller said he would be happy to support us in obtaining whatever legislative history, including a floor colloquy, we would like reflecting this position. I told him I would keep him informed of these matters.

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31. [REDACTED] LEGISLATION Received a call from Tracey Cole, OMB. Ms. Cole was calling with regard to H. R. 11240, the "Intelligence and Intelligence Related Program Authorization Act FY 79," to inform me that Secretary of State Vance on his own initiative was sending a letter to Admiral Turner and Justice Department on the subject of opposition to Title IV of H. R. 12240. She also indicated that a draft copy had gone to Senator Bayh (D., Ind.). OMB asked us to look over the Vance letter but indicated that it is OMB's intention to circulate the DCI's letter on the same subject.

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32. [REDACTED] LEGISLATION Called Larry Simms, Justice Department. I told Mr. Simms that I had just received a call from Tracey Cole, OMB, regarding the "Vance" letter (see Journal Item above). I informed Mr. Simms that our letter has been prepared and signed-off by [REDACTED] Depending on determination of one final item under discussion, the letter would be sent to OMB today for circulation to Justice and State. I told Mr. Simms that I would notify him after the letter had been sent to OMB so as to expedite his receipt of it from OMB.

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